

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

|                                |   |                                    |
|--------------------------------|---|------------------------------------|
| WELLS FARGO & COMPANY, et al., | ) |                                    |
|                                | ) |                                    |
| Plaintiff,                     | ) | Civil No. 09-cv-02764-PJS-TNL      |
|                                | ) |                                    |
| v.                             | ) |                                    |
|                                | ) | <b>Submitted to Special Master</b> |
| UNITED STATES OF AMERICA,      | ) |                                    |
|                                | ) |                                    |
| Defendant.                     | ) |                                    |

**PLAINTIFF'S MOTION TO EXCLUDE EXPERT TESTIMONY OF  
DR. MICHAEL CRAGG**

Dr. Michael Cragg is one of the government's economic experts. Dr. Cragg submitted a report in this case on May 2, 2012, and counsel for Wells Fargo deposed Dr. Cragg on October 10, 2012. As further explained in Plaintiff's accompanying Memorandum in Support of Its Motion to Exclude Expert Testimony of Dr. Michael Cragg, Dr. Cragg's testimony is contrary to law and fails to meet the standards of admissibility for expert testimony. Accordingly, Plaintiff moves to exclude Dr. Cragg's report and testimony from further proceedings in this case as inadmissible under the standards of Federal Rule of Evidence 702 and *Daubert v. Merrell Dow Pharmaceuticals, Inc.*, 509 U.S. 579 (1993).

Dated: December 2, 2013

Respectfully Submitted,

/s/ B. John Williams, Jr.

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